

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARIE PIERRE DESERNE

v.

MADALYN AND LEONARD
ABRAMSON CENTER FOR
JEWISH LIFE, INC.

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CIVIL ACTION
NO. 10-03694

ORDER

AND NOW, this 17th day of November, 2010, upon consideration of defendant's motion to dismiss Counts I and II of Plaintiff's complaint, and all responses thereto, it is ORDERED that the motion is GRANTED. To the extent that Count I of plaintiff's complaint asserts a claim for tortious wrongful discharge, it is DISMISSED with prejudice. To the extent that Count I of plaintiff's complaint asserts a claim for race and/or national origin discrimination, it is DISMISSED without prejudice for failure to exhaust her administrative remedies. Count II of plaintiff's complaint is DISMISSED without prejudice. Plaintiff may file an amendment to Count II alleging facts sufficient to state a claim against defendant within 10 days of the date of this Order.

s/Thomas N. O'Neill, Jr.
THOMAS N. O'NEILL, JR., J.